

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

LAN HOANG,

Plaintiff,

v.

CAROLYN W. COLVIN  
Acting Commissioner of Social  
Security,

Defendant.

No. 4:16-CV-05063-EFS

**ORDER GRANTING PARTIES'  
STIPULATED MOTION FOR REMAND**

**JUDGMENT: REVERSED AND REMANDED**

Before the Court, without oral argument, is the parties' Stipulated Motion for Remand, ECF No. 11. The parties are asking the Court to remand the case back to the Administrative Law Judge (ALJ) pursuant to 42 U.S.C. § 405(g). That section states in relevant part, "The court shall have power to enter, upon the pleadings and transcript of the record, a judgment affirming, modifying, or reversing the decision of the Commissioner of Social Security, with or without remanding the cause for a rehearing." 42 U.S.C. 405(g). The parties seek remand for ALJ to reevaluate the following:

Plaintiff's allegations of symptoms and limitations, especially those related to Plaintiff's ability to stoop and, in so doing, the ALJ will consider all the opinion evidence, including Dr. Hipolito's opinion from June and September of 2014; the ALJ will reassess Plaintiff's residual functional capacity; the ALJ will reevaluate the description of Plaintiff's past relevant work, considering

1 whether it is a composite job or whether there are  
2 differences in how it is generally versus actually  
3 performed, and the ALJ will reevaluate whether Plaintiff  
4 could still perform her past relevant work; if needed, the  
5 ALJ will obtain supplemental vocational evidence; and the  
6 ALJ will proceed to step five, as necessary.

7 ECF No. 11. The Court agrees, and remands this case for further  
8 proceedings.

9 Accordingly, **IT IS HEREBY ORDERED:**

10 1. The parties' Stipulated Motion for Remand, **ECF No. 11**, is  
11 **GRANTED**.

12 2. Pursuant to 42 U.S.C. § 405(g), the ALJ's August 22, 2014  
13 decision is **REVERSED** and this matter is **REMANDED** to the  
14 Social Security Administration for further proceedings  
15 consistent with the parties' stipulation.

16 3. All pending motions are **DENIED AS MOOT**.

17 4. All hearings and other deadlines are **STRICKEN**.

18 5. **JUDGMENT** is to be entered in the Plaintiff's favor.

19 6. An application for attorney fees may be filed by separate  
20 motion.

21 7. The case shall be **CLOSED**.

22 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this  
23 Judgment Order and provide copies to all counsel and to the Social  
24 Security Administration.

25 **DATED** this 27<sup>th</sup> day of July 2016.

26 \_\_\_\_\_s/Edward F. Shea\_  
EDWARD F. SHEA  
Senior United States District Judge